

REMARKS

Claims 2-5, 7-15, 22-24, 26-49, and 51-56 are now pending in the application. By this paper, Claims 55 and 56 have been added and Claim 50 has been cancelled without prejudice or disclaimer of the subject matter contained therein. The basis for these new claims can be found throughout the specification, claims, and drawings originally filed. No new matter has been added. The following remarks are believed to be fully responsive to the outstanding Office Action and are believed to place the application in condition for allowance. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the remarks contained herein.

REJECTION UNDER 35 U.S.C. § 112

Claims 49 and 50 stand rejected under 35 U.S.C. § 112, second paragraph, as failing to comply with the enablement requirement. This rejection is respectfully traversed.

Applicants respectfully submit that this rejection is moot with respect to Claim 50, as Claim 50 has been cancelled without prejudice or disclaimer of the subject matter contained therein. Accordingly, reconsideration and withdrawal of the rejection is respectfully requested.

With regard to Claim 49, Applicants respectfully submit that the specification as filed adequately supports the elements contained therein. Applicants direct the Examiner to Col. 7, Ins. 41-52, which recites that an evaporator may be equipped with an electrically controlled valve such as a stepper motor valve or a pulse width modulated valve. The specification further states that the pulse width modulated valve

may be "controlled with the same variable duty cycle signal" as supplied to a compressor. Based on the foregoing, Applicants respectfully submit that Claim 49 is in condition for allowance. Accordingly, reconsideration and withdrawal of the rejection is respectfully requested.

NEW CLAIMS

New Claims 55 and 56 are added for consideration. Support for new Claims 55 and 56 can be found in the specification at Col. 4, Ins. 4-16. Because new Claims 55 and 56 depend from Claim 46, which is identified as allowable by the Examiner, Applicants respectfully submit that Claims 55 and 56 are similarly in condition for allowance.

ALLOWABLE SUBJECT MATTER

Applicants acknowledge the allowance of Claims 2-5, 7-15, 22-24, 26-48, and 51-54.

CONCLUSION

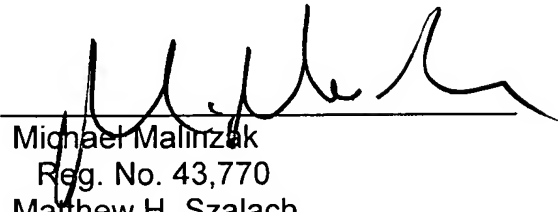
It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action and the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner

believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: October 9, 2006

By: _____


Michael Malinzak
Reg. No. 43,770
Matthew H. Szalach
Reg. No. 53,665

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600

MM/MHS/ca